

NOISE VARIANCE APPLICATION

Pursuant to Chapter 8.80.340 of the Long Beach Municipal Code, the Noise Control Officer is authorized to grant variances for exemption from any provision of the Noise Ordinance.

PROCEDURE

1. Any person seeking a variance shall file an application with the noise control office. A minimum of ten (10) working days from the date of the commencement of the requested activity will be required to process the variance as stipulated in these guidelines.
2. The application shall contain information which demonstrates that bringing the source of sound or activity for which the variance is sought into compliance would create an unreasonable hardship on the applicant, community or other persons.
3. The variance application shall be accompanied by a fee of \$136.00 as stipulated in the most current City of Long Beach, Department of Health and Human Services Fee Resolution.
4. A separate application is to be filed for each noise source.
5. Notice of application for a variance shall be published according to rules established by the noise control office, which include:
 - a. All residents whom the noise control officer determines may be adversely affected by the noise shall be notified at a minimum of 72 hours prior to granting of the variance.
 - b. Any individual who claims to be adversely affected by the issuance of the variance may file a statement with the noise control office containing information to support his claim.
 - c. If at any time the noise control officer finds that a sufficient controversy exists regarding an application, a public hearing will be held.
6. In determining whether to grant or deny an application, the noise control officer shall balance the hardship on the applicant, the community, or other persons affected.
7. Applicants for variances and persons contesting variances may be required to submit such information as the noise control office may reasonably require.
8. A variance is to be granted by written notice to the applicant containing all necessary conditions, including a time limit on the permitted activity.
9. Noncompliance with any condition of the variance shall terminate the variance.
10. The term of the variance may not exceed three hundred sixty-five days from the date of issuance. An application for an extension will be treated as an application for a new variance.

*

APPLICANT

Operator _____ Phone #: _____
Address _____ Fax # _____

NOISE SOURCE INFORMATION

Address of Source: _____
Name of Source: _____ Phone: _____
Describe Noise: _____

Time of Day/Night Occurring: _____
Day(s) Occurring: _____

Public Notification (public notification is to be performed at least 72 hours prior to granting of the Variance)

ATTACH A LIST OF RESIDENCES THAT WILL BE CONTACTED AND PROCEDURE FOR NOTIFICATION

Variance Fee \$136.00 made payable to City of Long Beach: Received [] Check #: []

**

REQUEST FOR VARIANCE

With the understanding that the requested Variance is as described above, and applicant will comply with all other requirements that may be imposed by the Department of Health and Human Services, the undersigned requests a Noise Variance per Section 8.80.340 of the Long Beach Municipal Code.

Name (print) _____ Name (signature) _____
Date _____

NOISE VARIANCE APPROVAL

Approved [] Denied [] Noise Control Officer _____ Date _____

See attachment for further requirements []